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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number 10/593,687✓ Filing Date September 19, 2006 First Named Inventor Clerc Art Unit Examiner Name		
Total Number of Pages in This Submission		Attorney Docket Number 22518

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks European Office Action, Cited Reference, and USPTO Form 1449		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or individual name	Dennis P. Tramaloni
Signature	
Date	July 31, 2007

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.		
Typed or printed name	Dennis P. Tramaloni	
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	July 31, 2007	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application

Inventor(s): Clerc, et al.

Group:

Application No. 10/593,687, filed September 19, 2006
(Case Docket No. 22518)

Examiner:

For: **PDK4 AS MARKER FOR PPARDELTA MODULATION**

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Nutley, New Jersey 07110
Date: July 31, 2007

Mail Stop: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, applicants respectfully direct the Examiner's attention to the document listed on enclosed Form PTO-1449.

Document C12 listed on Form PTO-1449 is enclosed.

Enclosed is an Office Action dated May 9, 2007, issued by the European Patent Office in the 05 732 433.7 – 1222 application corresponding to the captioned application. The Search Report lists Documents B1, C1-C4, C6-C7 and C12. Documents B1 (WO 2004/027378), C1 (HOLNESS, M.J., et al., Regulation of pyruvate dehydrogenase..., Biochemical Society, V. 31, N. 6, (2003), pgs. 1143-1151), C2 (HUANG, BOLI, et al., Regulation of pyruvate dehydrogenase..., Diabetes, V. 51, N. 2, (2/2002), pgs. 276-283), C3 (DONG, J., et al., Faseb Journal, V. 15, N. 4 (2001) p. A197, C4 (WU, PENGFEI, et

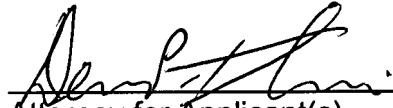
Appl. No. 10/593,687
Filed: September 19, 2006

al., Mechanism responsible for inactivation..., Diabetes, V. 48, N. 8, (1999), pgs. 1593-1599), C6 (MINNICK, DANA, et al., Diabetes, Diabetes, V. 52, No. 1 Supplement, p. A217, 63rd scientific sessions, New Orleans, LA 6/2003), C7 (HOLNESS, MARK, Up-regulation of pyruvate dehydrogenase..., Biochemical Journal, V. 366, N. 3, 9/2002, pgs. 839-846) are not being submitted because they have been made of record in an Information Disclosure Statement sent to the USPTO January 16, 2007.

Consideration of all the documents cited on Form PTO-1449 is requested.

Since the Supplemental Information Disclosure Statement is submitted before the receipt of the first Office Action on the merits for the above application and/or because each item of information contained in the Information Disclosure Statement was cited in a communication for the first time from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement, it is believed that no fee is due. However, if the Office determines otherwise, please charge the appropriate fee to Deposit Account No. 08-2525.

Respectfully submitted,



Attorney for Applicant(s)
Dennis P. Tramaloni
(Reg. No. 28,542)
340 Kingsland Street
Nutley, New Jersey 07110
Telephone: (973) 235-4475
Telefax: (973) 235-2363

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Substitute for form 1449A/PTO		Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)		Application Number	10/593,687
		Filing Date	September 19, 2006
		First Name Inventor	Clerc
		Group Art Unit	
		Examiner Name	
Sheet	1	Of	1
		Attorney Docket Number	22518

NON PATENT LITERATURE DOCUMENTS

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Unique citation designation number. Applicant is to place a check mark here if English language Translation or abstract is attached.

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